

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

SIDNEY GORDON and JEFFREY  
TAUBER,

Plaintiffs,

v.

SONAR CAPITAL MANAGEMENT LLC;  
NEIL DRUKER; PRIMARY GLOBAL  
RESEARCH, LLC; SONAR PARTNERS,  
LP; SONAR INSTITUTIONAL FUND, LP;  
SONAR OVERSEAS FUND, LTD.; Aurora  
Hedged Equity LP; Aurora Hedged Equity  
Offshore Fund, Ltd.; Aurora Limited  
Partnership; Aurora Offshore Fund LTD. II.;  
Azimuth Diversified Fund, LLC;  
AZIMUTH SELECT FUND, LLC; Barfield  
Nominees Limited A/C 18818; Chicago  
Patriot, LLC; Continental Casualty  
Company; David E. Semmel; Delos Fund,  
Ltd; Delos Fund II, Ltd.; Dorel, LLC; FQR  
Alternatives II, LP; Joanne Mackinnon;  
Jocelyn Bowie; IFC (A) Trust; IFC (E)  
Trust; Leslie Semmel; Loews Corporation;  
MWV Employee Retirement Plan Group  
Trust; The Orrington Fund, Ltd.; The  
Orrington Fund, LP; The Orrington Plus  
Master Fund, Ltd.; Pangaea Partners, LP;  
Paros Fund Trust; Q-BLK Alpha Engine,  
Ltd.; Q-BLK Equity Edge Portfolio, LP; Q-  
BLK Equity Edge Portfolio, Ltd.; QIP Ltd.;  
QPA Ltd.; Robeco-Sage Capital  
International II, Ltd.; Robeco-Sage Capital,  
LP; ARDEN Sage Multi-Strategy Fund,  
LLC; ARDEN Sage Triton Fund, LLC;  
Robeco-Sage Unit Trust; Semmel Family  
Trust; Steinberg Family Investments, Ltd.;  
The Weatherlow Fund, LP,

Defendants.

Case No. 11-CV-9665 (JSR)

JURY TRIAL DEMANDED

**NOTICE OF MOTION FOR CLASS CERTIFICATION, APPOINTMENT OF CLASS  
REPRESENTATIVES, AND APPOINTMENT OF CLASS COUNSEL**

**PLEASE TAKE NOTICE** that Lead Plaintiffs Sidney Gordon and Jeffrey Tauber (“Lead Plaintiffs”) respectfully move this Court pursuant to FED. R. CIV. P. 23 for an order: (i) certifying the proposed Seller Class and Buyer Class (the “Classes”); (ii) appointing Lead Plaintiffs as representatives of the Classes; and (iii) appointing Brower Piven, A Professional Corporation, and Shapiro Haber & Urmy LLP as class counsel.

Any opposition papers shall be filed by February 13, 2015. Any reply papers shall be filed by February 20, 2015. The Motion shall be heard on March 3, 2015 at 3:00 PM by the Honorable Jed S. Rakoff. The Motion is based upon the accompanying Memorandum of Law in support thereof, the accompanying Declaration of Brian C. Kerr and the exhibits thereto, and other such matters and arguments as the Court may consider during the hearing of this Motion.

Dated January 23, 2015

Respectfully submitted,

BROWER PIVEN  
A Professional Corporation

/s/ David A.P. Brower  
David A.P. Brower  
Brian C. Kerr  
Richard H. Weiss  
475 Park Avenue South, 33rd Floor  
New York, NY 10016  
Telephone: (212) 501-9000  
Facsimile: (212) 501-0300  
brower@browerpiven.com  
kerr@browerpiven.com  
weiss@browerpiven.com

SHAPIRO HABER & URMY LLP  
Edward F. Haber (*pro hac vice*)  
Patrick J. Vallely (*pro hac vice*)  
2 Seaport Lane

Boston, MA 02210  
Telephone: (617) 439-3939  
Facsimile: (617) 439-0134  
ehaber@shulaw.com  
pvalley@shulaw.com

*Co-Lead Counsel for the Classes*